## Approved For Release 2006/12/05: CIA-RDP78-04722A000200040043-4

22 August 1972

Suggested Revision of Section XII3,	STATINTL

3. <u>U.S. Income Taxes.</u> An employee who has become a resident alien under the provisions of the Immigration and Nationality Act may still be a nonresident alien for tax purposes. If he has been lawfully admitted to the United States as an immigrant, obtained a re-entry permit and returns abroad without establishing a permanent residence in the United States, he remains a nonresident alien for tax purposes even though he preserves his residence for purposes of naturalization. In such a case he need not file a Form W4 and should not withhold taxes. If, however, the employee

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establishes a home in the United States or his presence here is other than as a transient or sojourner, he is a resident alien for tax purposes and is subject to income taxes and withholding.

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